

RANDALL S. LUSKEY (SBN: 240915)

rluskey@paulweiss.com

**PAUL, WEISS, RIFKIND, WHARTON
& GARRISON LLP**

535 Mission Street, 24th Floor

San Francisco, CA 94105

Telephone: (628) 432-5100

Facsimile: (628) 232-3101

ROBERT ATKINS (*Pro Hac Vice* admitted)

ratkins@paulweiss.com

CAITLIN E. GRUSAUSKAS (*Pro Hac Vice* admitted)

cgrusauskas@paulweiss.com

ANDREA M. KELLER (*Pro Hac Vice* admitted)

akeller@paulweiss.com

**PAUL, WEISS, RIFKIND, WHARTON
& GARRISON LLP**

1285 Avenue of the Americas

New York, NY 10019

Telephone: (212) 373-3000

Facsimile: (212) 757-3990

Attorneys for Defendants

UBER TECHNOLOGIES, INC.;

RASIER, LLC; and RASIER-CA, LLC

[Additional Counsel Listed on Signature Page]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

Case No. 3:23-md-03084-CRB

Judge: Honorable Charles Breyer

This Document Relates to:

*Jillian Sullivan v. Uber Technologies,
Inc, et al.*; 3:23-cv-05418-CRB

**DEFENDANTS AND THIRD-PARTY
PLAINTIFFS UBER TECHNOLOGIES,
INC.; RASIER, LLC, AND RASIER-CA,
LLC'S SECOND REQUEST FOR
ADMINISTRATIVE RELIEF FROM
SERVICE DEADLINE (Local Rule 7-11);
[PROPOSED] ORDER**

On November 5, 2024, Defendants/Third-Party Plaintiffs Uber Technologies, Inc., Raiser, LLC, and Raiser-CA, LLC (collectively, “Uber”) filed their Third-Party Complaint against Third-Party Defendant Ziad Zein. Fed. R. Civ. P. 4(m) provides ninety (90) days for service of a complaint. *See* Fed. R. Civ. P. 4(m) (“If a defendant is not served within 90 days after the complaint is filed, the court—on motion or on its own after notice to the plaintiff—must dismiss the action without prejudice against that defendant or order that service be made within a specified time. But if the plaintiff shows good cause for the failure, the court must extend the time for service for an appropriate period.”). On February 3, 2025 Uber filed a request for administrative relief from the service deadline. (ECF 47). On February 3, 2025, the Court granted Uber’s request for administrative relief and ordered that the service deadline for the Third-Party Complaint be extended to and including April 4, 2025. (ECF 48).

Third-Party Plaintiffs have been diligently attempting to serve Third-Party Defendant, Ziad Zein, with the Summons and Third-Party Complaint. But, to date, Third-Party Defendant has not yet been served in this matter. Third-Party Plaintiffs respectfully request the Court grant another 60-day extension to complete service or take other appropriate action regarding Third-Party Defendant. Good cause exists for this Court to extend the service deadline because Third-Party Plaintiffs have been diligently attempting to locate and confirm addresses for and to serve Third-Party Defendant.

Third-Party Plaintiffs, through attorneys of record Shook, Hardy & Bacon, hired First Legal, a legal solutions firm, to assist with locating and serving Third-Party Defendant. The process server first attempted to serve the Third-Party Defendant at 9151 Sunrise Lane, Orland Park, Illinois 60462. The process server indicated a resident of that address indicated that Third-Party Defendant no longer lives there. Third-Party Plaintiffs, through attorneys of record Shook, Hardy & Bacon and their paralegal staff, located an updated address for Third-Party Defendant. They located 3133 Peschel Ct., Dyer, IN 46311-1232.

Third-Party Plaintiffs have attempted to serve the Third-Party Defendant at 3133 Peschel Ct., Dyer, IN 46311-1232. The process server has attempted to serve the Third-Party Defendant at this address thirteen times, each time indicating that no one came to the door. The most recent unsuccessful service attempt was on April 3, 2025.

On April 2, 2025, in an effort to either confirm the address for Third-Party Defendant or determine a new address, Third-Party Plaintiffs through attorneys of record Shook, Hardy & Bacon, obtained a new Accurint report and a TLO report. The reports reiterated that 3133 Peschel Ct., Dyer, IN 46311 is the most recent address. Indeed, the Accurint report indicates that Third-Party Defendant currently owns the residence.

On April 2, 2025, after confirming that the 3133 Peschel Ct. is likely Third-Party Defendant's current address, Third-Party Plaintiffs, through attorneys of record Shook, Hardy & Bacon, directed First Legal to mail by first-class mail, certified, postage prepaid, requiring a return receipt the summons, third-party complaint and exhibits, and Plaintiff's complaints to Third-Party Defendant at 3133 Peschel Court, Dyer, IN 46311.

As stated above, Third-Party Plaintiffs have been and intend to continue to confirm the current address, as well as, investigate and identify other addresses and ways to serve Third-Party Defendant.

Third-Party Plaintiffs respectfully request the Court grant a 60-day extension to complete service on Third-Party Defendant (or take appropriate action), allowing to and including June 3, 2025 to effect service.

DATED: April 4, 2025

Respectfully submitted,

SHOOK, HARDY & BACON L.L.P.

By: /s/ Maria Salcedo

MARIA SALCEDO

MARIA SALCEDO (Admitted *Pro Hac Vice*)

msalcedo@shb.com

SHOOK, HARDY & BACON L.L.P.

2555 Grand Blvd.

Kansas City, MO 64108

Telephone: (816) 474-6550

Facsimile: (816) 421-5547

MICHAEL B. SHORTNACY (SBN: 277035)

mshortnacy@shb.com

SHOOK, HARDY & BACON L.L.P.

2121 Avenue of the Stars, Suite 1400

Los Angeles, CA 90067

Telephone: (424) 285-8330

Facsimile: (424) 204-9093

PATRICK OOT (Admitted *Pro Hac Vice*)
oot@shb.com

SHOOK, HARDY & BACON L.L.P.

1800 K St. NW Ste. 1000

Washington, DC 20006

Telephone: (202) 783-8400

Facsimile: (202) 783-4211

Attorney for Defendants

UBER TECHNOLOGIES, INC.,

RASIER, LLC, and RASIER-CA, LLC

KYLE N. SMITH (*Pro Hac Vice* admitted)

ksmith@paulweiss.com

JESSICA E. PHILLIPS (*Pro Hac Vice* admitted)

jphillips@paulweiss.com

PAUL, WEISS, RIFKIND, WHARTON

& GARRISON LLP

2001 K Street, NW

Washington DC, 20006

Telephone: (202) 223-7300

Facsimile: (202) 223-7420

Attorney for Defendants

UBER TECHNOLOGIES, INC.,

RASIER, LLC, and RASIER-CA, LLC